

# EXHIBIT RR

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In the U.S. District Court  
District of Maryland, Northern Division

-----X,  
Equal Employment :  
Opportunity Commission and :  
Kathy Koch :  
: NO. WDQ-CV-648

v. :  
:  
LA Weight Loss Centers, :  
Inc. :  
-----X

October 11, 2005

DEPOSITION OF:

Lynda Wellington,  
a witness, called by counsel pursuant to notice,  
commencing at 10:00 a.m., which was taken at Wolf,  
Block, 1401 New York Ave., N.W., Washington, D.C.

<p style="text-align: right;">Page 70</p> <p>1 record.</p> <p>2 To whom did you recommend Mr. Smith?</p> <p>3 A. The same person, Marsha, the Human</p> <p>4 Resources person.</p> <p>5 Q. Advertise you recommended Mr. Smith to</p> <p>6 Human Resources do you know with whom</p> <p>7 Mr. Smith -- to whom Mr. Smith applied or what</p> <p>8 happened with his application?</p> <p>9 A. I don't really recall.</p> <p>10 I'm going to assume it went through the same</p> <p>11 procedure with Marsha doing the phone interview and</p> <p>12 from there -- at that time I did not have the D.C.</p> <p>13 locations so I was not responsible for the D.C.</p> <p>14 locations.</p> <p>15 The area manager who was responsible did</p> <p>16 interview Germaine herself and I don't know if</p> <p>17 Colleen was a third person to interview him or not</p> <p>18 but I do know he was hired as a counselor in that</p> <p>19 location.</p> <p>20 Q. Do you recall who the area supervisor in</p> <p>21 the D.C. area was at that time?</p> <p>22 A. I want to say Kathy Arnold. I'm pretty</p>	<p style="text-align: right;">Page 72</p> <p>1 a center manager because that was a location that we</p> <p>2 held our meetings at which Eileen would attend.</p> <p>3 I don't recall exactly how she put this to</p> <p>4 me but it was clear to me that I needed to do extra</p> <p>5 work with William in order for William to make the</p> <p>6 cut is what I gathered from her comments to me.</p> <p>7 And again, we're talking a week with William</p> <p>8 being center manager which we had other managers</p> <p>9 that had more time to learn things but because our</p> <p>10 meetings were held here, Eileen would be in here and</p> <p>11 there was a male present in this center, he's got to</p> <p>12 be top notch or it's not going to work.</p> <p>13 Q. And you understood that the explanation</p> <p>14 was he would have to be top notch because he was</p> <p>15 male?</p> <p>16 A. Yes.</p> <p>17 Q. Did you ever hear anyone at LA Weight Loss</p> <p>18 say that there was a policy of not hiring men?</p> <p>19 A. No.</p> <p>20 Q. Did you ever hear anyone at LA Weight Loss</p> <p>21 say that there was a practice of not hiring men?</p> <p>22 MR. PHILLIPS: Using those words,</p>
<p style="text-align: right;">Page 71</p> <p>1 sure it was Kathy.</p> <p>2 Q. Ms. Wellington, you mentioned earlier</p> <p>3 that -- please correct me if I'm misstating your</p> <p>4 testimony -- that you were prompted to ask Human</p> <p>5 Resources if LA Weight Loss hires men because of</p> <p>6 statements and comments made in various supervisors</p> <p>7 meetings that you had attended.</p> <p>8 A. Yes.</p> <p>9 Q. What were those statements and comments?</p> <p>10 A. The statements came from Eileen Stankunas</p> <p>11 making comments saying this is a woman's club, how</p> <p>12 she presented it, this is a woman's club. Men don't</p> <p>13 belong.</p> <p>14 She made another comment but that was the</p> <p>15 one that stood out the most to me to say no men are</p> <p>16 allowed in this club here.</p> <p>17 The next comment came from Colleen but this</p> <p>18 was after the hiring of William. She came to me</p> <p>19 I'll probably say within the first week of William's</p> <p>20 employment saying that he has to be on the ball</p> <p>21 immediately in reference to him learning all the</p> <p>22 center responsibilities and whatever is required of</p>	<p style="text-align: right;">Page 73</p> <p>1 "practice"?</p> <p>2 MS. KARETNICK: Are you objecting as</p> <p>3 vague?</p> <p>4 MR. PHILLIPS: Yes, I'll object as</p> <p>5 vague.</p> <p>6 BY MS. KARETNICK:</p> <p>7 Q. Ms. Wellington, let me first for purposes</p> <p>8 of this question define for you "policy" as a</p> <p>9 statement or rule by the company issued from company</p> <p>10 management that men shall not be hired.</p> <p>11 Did you ever hear anyone say that LA Weight</p> <p>12 Loss had a policy of not hiring men?</p> <p>13 A. No.</p> <p>14 Q. By "practice" in this next question I'm</p> <p>15 referring not to a policy or rule of company</p> <p>16 management but a habit or a way of operating whereby</p> <p>17 people did not hire men? Did you ever hear anyone</p> <p>18 discuss a practice at LA Weight Loss of not hiring</p> <p>19 men?</p> <p>20 MR. PHILLIPS: Same objection.</p> <p>21 A. Verbally I did not hear anyone</p> <p>22 specifically say LA Weight Loss does not hire men.</p>